

UNITED STATES BANKRUPTCY COURT
EASTERN DISTRICT OF NEW YORK

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In re:

FRALEG JEFFERSON CORP,

Debtor.

CASE NO.: 1-22-43064-ess

CHAPTER 11

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AMENDED¹ ORDER FOR RELIEF FROM THE AUTOMATIC STAY

MOTION HAVING BEEN MADE to this Court by IRP FUND II TRUST 2A, by its servicer BSI FINANCIAL SERVICES (“Movant”), by Notice of Motion dated February 16, 2023, for an Order: (i) modifying and terminating the automatic stay in place pursuant to § 362(a) of the Title 11 of the United States Code, to permit Movant to exercise all of its rights and remedies with respect to certain collateral known as **15 Jefferson Avenue, Brooklyn, NY 11238** (the “Property”) by virtue of § 362(d)(1) and 11 U.S.C. § 362(d)(2) of the Bankruptcy Code; (ii) granting Movant the attorney fees and costs of this motion; and (iii) granting Movant such other further and different relief as may seem just, proper and equitable; and due notice of said motion having been given to the Debtor, Debtor's attorney, US Trustee, and the Trustee; and after due deliberation having been had; it is hereby

ORDERED, that the Automatic Stay ~~and the Debtor Stay~~, as to Movant, its agents, assigns or successors in interest, is hereby ~~terminated~~ **modified** so that Movant, its agents, assigns or successors in interest, may ~~take any and all action under~~ **pursue its rights under** applicable state law ~~to exercise its remedies against~~ **with respect to** the Property; and it is further

¹ **On October 13, 2023, the Movant filed a letter, ECF No. 39, noting that the Order For Relief From The Automatic Stay, ECF No. 30, contained a typographical error in the address of the Property. This Amended Order corrects that error.**

~~ORDERED~~, that this Order vacating the automatic stay shall be binding and effective if the Debtor converts this case to another chapter under the U.S. Bankruptcy Code; and it is further

~~ORDERED~~, that, Movant may increase the amount of its mortgage balance by \$550.00 in reasonable attorney's fees and \$188.00 for the filing fee necessary to bring the present motion; and it is further

~~ORDERED~~, that the Chapter 11 Trustee shall be promptly notified of any surplus monies realized from the sale of the Collateral; and it is further

~~ORDERED~~, that, pursuant to Bankruptcy Rule 4001(a)(3), this Order shall go into effect 30 days from the date it is entered, on July 21, 2023.

Dated: Brooklyn, New York
October 13, 2023



A handwritten signature in black ink, appearing to read "Elizabeth S. Stong".

Elizabeth S. Stong
United States Bankruptcy Judge